

Senate Bill 29

By: Senators Jones II of the 22nd, Anderson of the 43rd, Rhett of the 33rd, James of the 35th, Butler of the 55th and others

AS PASSED SENATE

A BILL TO BE ENTITLED

AN ACT

1 To amend Code Section 36-92-1 of the Official Code of Georgia Annotated, relating to
2 definitions regarding waiver of immunity for motor vehicle claims, so as to revise definitions
3 to clarify that a sheriff's office shall be considered a local government entity and that a
4 sheriff, deputy sheriff, or other agent, servant, or employee of a sheriff's office shall be
5 included in such waiver for purposes of the waiver of sovereign immunity for local
6 government motor vehicle claims; to clarify and conform such waiver of sovereign immunity
7 in response to *Davis v. Morrison*, 344 Ga. App. 527 (2018); to provide for related matters;
8 to repeal conflicting laws; and for other purposes.

9 **BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:**

10 **SECTION 1.**

11 Code Section 36-92-1 of the Official Code of Georgia Annotated, relating to definitions
12 regarding waiver of immunity for motor vehicle claims, is amended by revising paragraph
13 (3) as follows:

14 "(3) 'Local government officer or employee' means:

15 (A) An ~~an~~ officer, agent, servant, attorney, or employee of a local government entity;

16 or

17 (B) A sheriff, deputy sheriff, or other agent, servant, or employee of a sheriff's office."

18 **SECTION 2.**

19 All laws and parts of laws in conflict with this Act are repealed.